

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

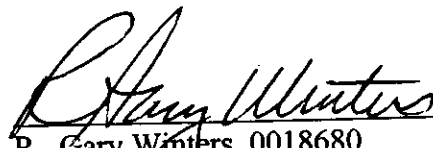
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WEST DIVISION CINCINNATI

The Kroger Co.,	:	Case No.: C-1-02 439
	:	
Plaintiff-Appellee	:	Judge Beckwith
	:	
	:	
	:	
Malease Foods Corp., formerly	:	NOTICE OF APPEAL
known as Malese Foods Corp.,	:	
	:	
Defendant-Appellant	:	

Notice is hereby given that Malease Foods Corp., defendant in the above named case, hereby appeals to the United States Court of Appeals for the Sixth Circuit from this Court's Judgment on Amended Order of May 2, 2005 remitting the jury's damage award in favor of plaintiff to \$440,000.


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CERTIFICATE OF SERVICE

This is to certify that the foregoing document was mailed this 27 day of May, 2005, to:

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